IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 22ND OCTOBER 2007 / 30TH ASWINA 1929

WP(C).No. 31003 of 2007(N)

PETITIONER:

SHAFIH T.V., S/O.T.V.ABOOBACKER,
MANISSERY METHAL, SINU MANZIL,
PUTHOORMADAM, PANTHEERANKAVU,
KOZHIKODE DISTRICT.

BY ADV. SRI.BABU S. NAIR

RESPONDENTS:

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1. THE VAZHAKKAD GRAMA PANCHAYATH,
REPRESENTED BY ITS SECRETARY,
VAZHAKKAD, MALAPPURAM DISTRICT.

2. THE DISTRICT COLLECTOR, MALAPPURAM.

3. THE TAHSILDAR, ERNAD TALUK,
MALAPPURAM DISTRICT.

4. THE SUB INSPECTOR OF POLICE,
AREACODE POLICE STATION,
MALAPPURAM DISTRICT.

R2 TO R4 BY SR.GOVT.PLEADER SRI.K.J.MOHAMMED ANZAR.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 22/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

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W.P.(C)No.31003 OF 2007

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DATED THIS THE 22ND OCTOBER, 2007

O R D E R

Having regard to the submissions addressed at the Bar, there will be an interim order in the following terms:-

The petitioner is directed to remit cash Rs.10,000/- with the 3rd respondent. He is also directed to file an affidavit before the 3rd respondent, undertaking to produce the mini lorry having registration No.KL.11W-6695 in good running condition, if and when directed in that regard by the 2nd respondent or any other competent authority. The 4th respondent-Sub Inspector of Police upon noticing the original of the cash receipt and photo copy of the affidavit will forthwith release the mini lorry to the petitioner. It is however made clear that the release as directed above is provisional and subject to the final outcome of the adjudication proceedings which will be finalised by the District Collector within five months from today.

Hand over the order.

(PIUS C.KURIAKOSE, JUDGE)

tgl

PIUS C. KURIAKOSE, J.

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W.P.(C)No.31003 OF 2007

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DATED THIS THE 22ND OCTOBER, 2007

JUDGMENT

I have today passed an interim order which, according to me, grants to the petitioner all possible reliefs. In view of the interim order, the Writ Petition will stand disposed of.

(PIUS C.KURIAKOSE, JUDGE)

tgl